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UNITED STATES PATENT AND TRADEMARK OFFICE

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FROM: **James H. Salter; Reg. No. 35,668**

DATE: **July 1, 2002**

TOTAL NUMBER OF PAGES, INCLUDING COVER SHEET: **6**

OPERATOR: **Claire Wallters**

ATTORNEY DOCKET NO: **5315P004**

RE: **Serial No. 09/823,789**

MESSAGE: Attached please find a duplicate Request To Rescind Previous Nonpublication Request and related documents that were mailed on March 14, 2002 and received by the PTO on March 25, 2002. Please forward to Box PG Pub and please issue an Updated Filing Receipt showing the projected publication date and receipt of Request To Rescind Previous Nonpublication Request.

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Claire Wallters

Name of Person Transmitting Correspondence

Claire Wallters

Signature

7/1/2002

Date

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DUPLICATE

PTO/SB/36(11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST **35 U.S.C. 122(b)(2)(B)(ii)**

Application Number 09/823,789
 Filing Date March 30, 2001
 First Named Inventor Samuel W. Linton
 Title A Method And Apparatus For Predicting The Behavior Of Applications By Simulating Data Flow Through A
Data Communications Network

Attorney Docket No. 5315P004
 Group Art Unit 2857
 Examiner Unassigned

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I hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

3/14/02
 Date

[Signature]
 Signature

James H. Salter
 Typed or Printed Name

35,668
 Registration No.

This request must be signed in compliance with 37 CFR 1.33(b).

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

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Claire Walters
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Claire Walters 3/14/2002
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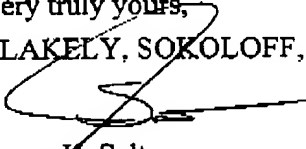
Re: USSN: 09/823,789 Filed 30 March 2001
Applicant: RadioCosm, Inc.
Title: A Method And Apparatus For Predicting The
Behavior Of Applications By Simulating Data
Flow Through A Data Communications Network
Transmittal of Request to Rescind Previous Nonpublication
Request Under 35 USC 122(b)(2)(B)(ii)
Our File No.: 5315P004

Dear Sirs:

A Request and Certification under 35 USC 122(b)(2)(B)(i) has been submitted for this invention. we herewith submit a Request to Rescind Previous Nonpublication Request under 35 USC 122(b)(2)(B)(ii).

Very truly yours,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP


James H. Salter
Reg. No. 35,668

JHS/cmw
Enclosure

Serial/Patent No.: 09/823,789 Filing/Issue Date: 03/30/2001
 Client: RadioCosm, Inc.
 Title: A Method And Apparatus For Predicting The Behavior
Of Applications By Simulating Data Flow Through A Data...
 BSTZ File No.: 5315P004 Atty/Secy Initials: JHS/cmw
 Date Mailed: 03/14/2001 Docket Due Date: *****

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

<input type="checkbox"/> Amendment/Response (____ pgs.)	<input type="checkbox"/> Express Mail No.: _____	<input type="checkbox"/> Check No. _____
<input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)	<input type="checkbox"/> _____ Month(s) Extension of Time	<input type="checkbox"/> Amt: _____
<input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract)	<input type="checkbox"/> Information Disclosure Statement & PTO-1449 (____ pgs.)	<input type="checkbox"/> Check No. _____
<input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)	<input type="checkbox"/> Issue Fee Transmittal	<input type="checkbox"/> Amt: _____
<input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)	<input type="checkbox"/> Notice of Appeal	
<input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)	<input type="checkbox"/> Petition for Extension of Time	
<input type="checkbox"/> Application - Rule 1.53(d) CIPA Transmittal (____ pgs.)	<input type="checkbox"/> Petition for _____	
<input type="checkbox"/> Application - Design (____ pgs.)	<input checked="" type="checkbox"/> Postcard	
<input type="checkbox"/> Application - PCT (____ pgs.)	<input type="checkbox"/> Power of Attorney (____ pgs.)	
<input type="checkbox"/> Application - Provisional (____ pgs.)	<input type="checkbox"/> Preliminary Amendment (____ pgs.)	
<input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Reply Brief (____ pgs.)	
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35 U.S.C. 122(b)(2)(B)(ii).

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Serial/Patent No.: 09/823,789 Filing/Issue Date: 03/30/2001
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35 U.S.C. 122(b)(2)(B)(ii).





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Bib Data Sheet

CONFIRMATION NO. 7419

SERIAL NUMBER 09/823,789	FILING DATE 03/30/2001 RULE	CLASS 702	GROUP ART UNIT 2684	ATTORNEY DOCKET NO. 5315P004	
APPLICANTS Samuel W. Linton, Sunnyvale, CA; John W. Wallerius, Sunnyvale, CA;					
** CONTINUING DATA *****					
** FOREIGN APPLICATIONS *****					
IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 06/01/2001					
Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after met Allowance Verified and Acknowledged _____ Examiner's Signature Initials		STATE OR COUNTRY CA	SHEETS DRAWING 3	TOTAL CLAIMS 13	INDEPENDENT CLAIMS 1
ADDRESS James H. Salter BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP Seventh Floor 12400 Wilshire Boulevard Los Angeles, CA 90025-1026					
TITLE Method and apparatus for predicting the behavior of applications by simulating data flow through a data communications network					
FILING FEE RECEIVED 840	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit		